



Real People. Real Technology. Real Solutions.

May 1, 2017

**VIA ELECTRONIC FILING**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

RE: CC Docket No. 02-33 - Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Walnut Telephone Company (Study Area 351326)

Dear Ms. Dortch:

Pursuant to the Commission's *Wireline Broadband Order*, Walnut Telephone Company ("Company") hereby provides notice of its intent to discontinue offering wireline broadband Internet access service ("WBIAS") on a tariffed basis. Effective July 1, 2017, the Company plans to offer wireline broadband Internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in black ink that reads 'Janell Hansen'.

Janell Hansen  
General Manager

cc: Office of Governor Terry Branstad  
Special Assistant for Telecommunications at the Department of Defense  
Iowa Utilities Board  
NECA Region Manager  
Consortia Consulting, Inc.



712-784-2211  
info@walnutel.net  
www.walnutcommunications.com

510 Highland Street  
PO Box 346  
Walnut, IA 51577-0346

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
May 1, 2017  
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Notice of Permissive Detariffing of Wireline Broadband Internet Access Service  
Effective July 1, 2017

Walnut Telephone Company  
(STUDY AREA 351326)  
510 Highland Street  
Walnut, IA 51577  
Phone: 712-784-2211

CC Docket No. 02-33

May 1, 2017

Walnut Telephone Company ("Company") hereby provides notice that it intends to cease offering wireline broadband Internet access service on a tariffed basis under NECA Tariff No. 5. Effective July 1, 2017, the Company will begin offering wireline broadband Internet access service on a Title II, common carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order.<sup>1</sup> The geographic areas affected by the change are the Company's exchanges where DSL is technically feasible.

Today, this service is provided to Walnut Communications ISP. The ISP purchases wireline broadband access service for use as a component in its broadband Internet service sold to residential and business customers. End user service provided will not be affected by discontinuance of the tariffed offering by the Company. As stated in the attached customer notice, the Company will continue to offer services to the existing ISP customers under current rates, terms and conditions until at least the end of the customer's present service arrangement.

Effective July 1, 2017, the Company will make its wireline broadband Internet access service available on a permissive detariffed, common carriage basis through posting of rates, terms and conditions available on our website ([www.walnutcommunications.com](http://www.walnutcommunications.com)) and in printed copy during normal business hours at the Company's business office located at 510 Highland Street, Walnut, IA.

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<sup>1</sup> See *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. September 23, 2005), (Wireline Broadband Order).

## CERTIFICATE OF SERVICE

I, Janell Hansen, General Manager, do certify that I have, on this 1<sup>st</sup> day of May, 2017:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Governor Terry Branstad  
Office of the Governor  
1007 East Grand Avenue  
Des Moines, IA 50319

Secretary of Defense  
Attn: Special Assistant for Telecommunications  
PENTAGON  
Washington, DC 20301

2. Served via electronic filing a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Iowa Utilities Board  
Attn: Telecommunications Division  
1375 East Court Avenue  
Des Moines, IA 50319

3. Served via a paper copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Walnut Communications ISP  
510 Highland Street  
Walnut, IA 51577





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May 1, 2017

Walnut Communications ISP  
510 Highland Street  
Walnut, IA 51577

Re: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Walnut Telephone Company (Study Area 351326)

Dear Valued Customer:

Our records indicate that Walnut Communications ISP is currently purchasing wholesale broadband transport service from Walnut Telephone Company ("Company") under NECA Tariff No. 5 ("Tariff"). This letter is to advise you that the Company will discontinue provisioning service on July 1, 2017, pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until at least the end of your present service arrangement.

The rates, terms and conditions will be available in printed copy during normal business hours at the Company's business office located at 510 Highland Street, Walnut, Iowa.

The actions described above are taken in accordance with the FCC's Report and Order (FCC 05-150) released September 23, 2005, in Docket No. 02-33. In this Order, the FCC determined that facilities-based wireline broadband Internet service providers could offer their services on a common carrier, permissively detariffed basis.

No action is necessary on your part. However, if you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads 'Janell Hansen'.

Janell Hansen  
General Manager

cc: NECA Region Manager



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